

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
GREENVILLE DIVISION**

The Michelin Retirement Plan and the  
Investment Committee of the Michelin  
Retirement Plan,

and

Chicago Transit Authority Retiree Health  
Care Trust,

Plaintiffs,

v.

Dilworth Paxson LLP, et al.,

Defendants.

Case No.: 6:16-cv-03604-DCC-JDA

**RULE 26(f)(3) JOINT  
DISCOVERY PLAN**

**JOINT STATEMENT REGARDING MEDIATION**

Plaintiffs and Defendants, by their attorneys, have discussed the availability and timing of mediation and will schedule mediation in compliance with the Court's direction.

**DISCOVERY PLAN**

- (A) What changes should be made in the timing, form or requirement for disclosures under Rule 26(a), including a statement as to when disclosures under Rule 26(a)(1) were made or will be made?

**ANSWER:** With regard to the Rule 26(a) disclosures, the parties have conferred and agree to a disclosure date of October 31, 2018.

- (B) The subjects on which discovery may be needed, when discovery should be completed, and whether discovery should be conducted in phases or be limited to or focused upon particular issues?

**ANSWER:** The parties anticipate conducting discovery related to Plaintiffs' claims, Defendants' defenses, and Defendants' cross-claims, if any. The parties have requested that discovery be completed by May 15, 2019 in the proposed Scheduling Order.

(C) Any issues relating to disclosure or discovery of electronically stored information, including the form or forms in which it should be produced?

**ANSWER:** The parties are unaware of any such issues at this time.

(D) Any issues relating to claims of privilege or of protection as trial-preparation material, including – if parties agree on a procedure to assert such claims after production – whether to ask the court to include their agreement in an order?

**ANSWER:** The parties are unaware of any such issues at this time.

(E) What changes should be made in the limitation on discovery imposed under these rules or by local rule, and what other limitations should be imposed?

**ANSWER:** The parties are unaware of any necessary changes at this time.

(F) Any other orders that should be entered by the court under Rule 26(c) or under Rule 16(b) and (c)?

**ANSWER:** The parties do not anticipate needing any orders issued under Rule 26(c) or under Rule 16(b) or (c) at this time, other than the proposed Amended Scheduling Order.

*{signature page to follow}*

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